

In the United States Patent and Trademark Office

17
Terminal Disclaimer
S. Zimmerman

Applicant: Gerald Keith Sosalla
Serial No.: 09/871,019
Confirmation No: 8208
Filed: May 31, 2001

Docket No.: 16,214A
Group: 3721
Examiner: Louis B. Tran
Date: September 2, 2003

For: STACK OF FAN FOLDED
MATERIAL AND
COMBINATIONS THEREOF

Terminal Disclaimer

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER H3700

Sir:

The Present Application

1. Kimberly-Clark Worldwide, Inc., doing business at 401 North Lake Street, Neenah, Wisconsin, 54956, is the assignee of the entire right, title and interest in and to the above-referenced present pending U.S. patent application serial number 09/871,019 filed on May 31, 2001 for "Stack of fan folded material and combinations thereof".
2. Assignment of the Inventor's rights in present patent application serial number 09/871,019 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 012109, Frame 0989.

Commonly Assigned Patent

1. Kimberly-Clark Worldwide, Inc. is also the assignee of the entire right, title and interest in and to U.S. patent number 6,612,462 issued on September 2, 2003 for "Stack of fan folded material and combinations thereof".
2. Assignment of the Inventor's rights in patent number 6,612,462 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 012100, Frame 0181.

Right of Assignee to Prosecute

Kimberly-Clark Worldwide, Inc. certifies:

- (a) that the evidentiary documents have been reviewed; and
- (b) that to the best of Kimberly-Clark Worldwide, Inc.'s knowledge and belief, title of present U.S. patent application serial number 09/871,019 is in Kimberly-Clark Worldwide, Inc.

09/09/2003 MGBREMI 00000082 110875 09871019

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Terminal Disclaimer

1. Kimberly-Clark Worldwide, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present U.S. patent application serial number 09/871,019, which would extend beyond the expiration date of the full statutory term, including any applicable term extensions, defined in 35 U.S.C. 154 and 156 for U.S. patent number 6,612,462.
2. Kimberly-Clark Worldwide, Inc. hereby agrees that any patent granted upon present U.S. patent application serial number 09/871,019 shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to U.S. patent number 6,612,462. This agreement shall run with any patent granted upon present U.S. patent application serial number 09/871,019 and shall be binding upon Kimberly-Clark Worldwide, Inc., its successors and/or assigns.

Exceptions to Terminal Disclaimer

In the event that, after the filing of this Terminal Disclaimer, U.S. patent number 6,612,462:

- (a) expires for failure to pay a maintenance fee;
- (b) is held unenforceable;
- (c) is found invalid by a court of competent jurisdiction;
- (d) is statutorily disclaimed in whole;
- (e) is terminally disclaimed under 37 C.F.R. 1.321(a);
- (f) has all of its claims canceled in a reexamination certificate; or
- (g) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. 154 prior to the expiration of its full statutory term;

Kimberly-Clark Worldwide, Inc. specifically does not disclaim any terminal part of any patent granted on the present U.S. patent application serial number 09/871,019 prior to the expiration date of the term defined in 35 U.S.C. 154 and 156 including any term extensions as applicable to any patent granted on U.S. patent number 6,612,462.

Fee

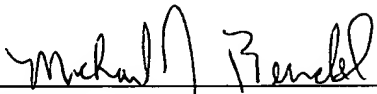
Pursuant to 37 C.F.R. 1.321(c)(1), please charge the \$110.00 fee due in accordance with 37 C.F.R. 1.20(d) to Kimberly-Clark deposit account number 11-0875. This Terminal Disclaimer is filed in duplicate.

The undersigned is an attorney of record in the present application having serial no. 09/871,019.

Respectfully submitted,

KIMBERLY-CLARK WORLDWIDE, INC.

GERALD KEITH SOSALLA

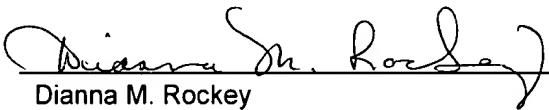
By: 
Michael J. Bendel

Reg. No. 39,605

Date: September 2, 2003

CERTIFICATE OF MAILING

I, Dianna M. Rockey, hereby certify that on September 2, 2003 this Terminal Disclaimer is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 
Dianna M. Rockey